



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Wilganowski *et al.* Group Art Unit: 1647

Application No.: 10/091,628 Examiner: C. Nichols

Filed: 03/06/2002

Atty. Docket No.: LEX-0314-USA

Title: Novel Human Transporter Proteins and  
Polynucleotides Encoding the Same

**AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT**  
**DATED APRIL 24, 2003**

RECEIVED

Commissioner for Patents  
Alexandria, VA 22313

MAY 29 2003

TECH CENTER 1600/2900

Sir:

The Examiner is respectfully requested to enter the following amendments. A response to the Restriction Requirement dated April 24, 2003 (hereafter "the Requirement") is also included herewith, and the Examiner is respectfully requested to consider the remarks therein.

The response is due on May 24, 2003, which falls on a Saturday and is therefore extended until Monday, May 26, 2003, which falls on a Federal holiday and is therefore extended until Tuesday, May 27, 2003 under 37 C.F.R. § 1.7. The response is thus timely filed, and Applicants believe no fees are due in connection with this response. However, the Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 50-0892.

**AMENDMENT**

**In the claims:**

~~Please cancel claims 4-10, entirely without prejudice and without disclaimer, as drawn to non-elected inventions.~~

Please add new claims 11-15 as follows:



7/a  
M.J.  
6/3/03



1647

Please type a plus sign (+) inside this box → 

PTO/SB/21 (08-00)

Approval for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## TRANSMITTAL FORM

*(to be used for all correspondence after initial filing)*

Application Number 10/091,628

Filing Date Mar 6, 2002

First Named Inventor Wilganowski, Nathaniel L

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Group Art Unit 1647

MAY 27 2003

Examiner Name C. Nichols

Total Number of Pages in This Submission

8

Attorney Docket Number

LEX-0314-USA

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**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i>	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i>
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i>
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<ul style="list-style-type: none"><li>- Return Postcard</li><li>- Response to Restriction Requirement</li><li>- Exhibits A &amp; B</li></ul>
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<b>Remarks</b>	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Lexicon Genetics Incorporated	
Signature	Lance K. Ishimoto	Reg. No. 41,866
Date	May 23, 2003	DAVID W. H. BEER 24231 PATENT TRADEMARK OFFICE

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313 on this date:

Typed or printed name	Michelle Klein	Date	May 23, 2003
Signature			